

o. s. 1002

IN THE HIGH COURT OF JUDICATURE AT BILASPUR (CG)
WRIT PETITION NO. 3587 OF 2004

BETWEEN

Abhilash Agnihotri s/o Late Shri Dayabodh Agnihotri, aged
about 22 years, r/o near Old Bus Stand Baloda Bazar
district Raipur .

PETITIONER

AND

The State of Chhattisgarh, through the
Secretary School Education, Mantralay,
D.K.S. Building Raipur.

2. The Director,
Public Instructions, Chhattisgarh, Raipur.
3. Joint Director,
Public Instructions, Raipur .
4. District Education Officer,
Raipur, District Raipur (CG).

RESPONDENTS

WRIT PETITION UNDER ARTICLES 226/227 OF THE CONSTITUTION
OF INDIA

A. No. 3587/04
Presented by Shri. Yogesh C. Pandey
dated 25-9-04
JUDGE COPY
25-9-04
Clerk to A. G. Bilaspur

उच्च न्यायालय, छत्तीसगढ़, बिलासपुर

मामला क्रमांक W.P. 3587/2004 सन् 200

आदेश पत्रक (पूर्वानुबद्ध)

आदेश का दिनांक तथा आदेश क्रमांक	हस्ताक्षर सहित आदेश	कार्यालयीन मामलों में डिप्टी रजिस्ट्रार के अंतिम आदेश
	<u>13.1.2005</u> Smt. Indira Tripathi, counsel for the petitioner. Shri V.V.S.Murthy, Dy. Advocate General for the State/respondents. I.A.No.7508/2004 for urgent hearing is allowed. Heard finally with the consent of the parties. The case of the petitioner is that father of the petitioner namely- Dayabodh Agnihotri, who was working as Principal in Government High School, Karhi Bazar, District- Raipur, died on 2.9.2001 during the course of his employment. His death certificate is annexed as Annexure P-1. After the death of his father, petitioner filed an application for compassionate appointment on 23.11.2001, copy of which is Annexure P-2. Vide document, Annexure P-3 dated 21.6.2004, District Education Officer, Raipur demanded certain documents in this matter. Learned counsel for the petitioner submits that the petitioner submitted all the requisite documents on 22.6.2004 vide his letter dated 21.6.2004, copy of the said letter has been filed as Annexure P-4. She further submits that after this, the petitioner also submitted some more documents which were related to decide his	

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सन् 200

आदेश पत्रक (पूर्वानुबद्ध)

आदेश का दिनांक तथा आदेश क्रमांक	हस्ताक्षर सहित आदेश - 2	कार्यालयीन मामलों में डिप्टी रजिस्ट्रार के अंतिम आदेश
	compassionate appointment and after some time the petitioner could come to know that 26 persons were being appointed by the respondents but, the case of the petitioner was not considered. On this a representation was made by the petitioner on 24.8.2004 vide Annexure P-5. Learned counsel for the petitioner also submits that even after filing of representation, no action has been taken till today. She further submits that entire family of the deceased is put on the verge of starvation. The scheme of compassionate appointment has been brought to give immediate support to the dependents of the deceased who died during the course of ~~his~~ employment. The situation can easily be imagined when the bread-earner of the family dies untimely, leaving behind all his family members. In the above facts and circumstances of the case, now the limited prayer of counsel for the petitioner is that a direction be given to respondents to dispose of the case of compassionate appointment in the stipulated period so that the matter may not be delayed further. Learned counsel for the State does not oppose this limited prayer of counsel for the petitioner.	

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आदेश पत्रक (पूर्वानुबद्ध)

आदेश का दिनांक तथा आदेश क्रमांक	हस्ताक्षर सहित आदेश - 3 -	कार्यालयीन मामलों में डिप्टी रजिस्ट्रार के अंतिम आदेश
	In the opinion of this Court, the prayer made by counsel for the petitioner is reasonable and genuine. The ends of justice would be served if a direction be given to the respondent authorities to dispose of the case of petitioner as early as possible preferably within a period of 3 months from the date of receipt of a copy of this order along with an additional copy of the writ petition filed before this Court. Consequently, the petition is allowed. It is directed that the petitioner will file a copy of this order along with an additional copy of this writ petition before the authorities concerned within a period of 15 days from today and on such documents, being filed by the petitioner, the authorities concerned will dispose of the case of compassionate appointment of the petitioner within a period of 3 months from the date of such filing. With the above observations, the petition stands finally disposed of. Certified copy as per rules.	Sd/- Sunil Kumar Sinha Judge

sunil

24/1/05